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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

AMIT M. EZYONI, et al.,

Defendants.

Case No.: CR 07-0788 JF

**STIPULATION AND [PROPOSED]
ORDER WAIVING THE APPEARANCE
OF ASAF NASS AT THE AUGUST 13,
2008 STATUS CONFERENCE**

The Court recently reset the status conference in this case, *sua sponte*. While the Court had previously waived the appearance for all defendants – including Mr. Nass – at the August 6, 2008 status conference, the Court’s order continuing the status conference to August 13, 2008 did not specify that the appearances for all defendants would continue to be waived. Assistant United States Attorney Jeff Nedrow has no objection to the Court’s waiver of the appearance of all defendants at the August 13, 2008 status conference. In light of the foregoing, and to the extent the Court requires it, Mr. Nass respectfully requests that the Court waive his appearance at the August 13, 2008 status conference.

1 IT IS SO ORDERED.

2 Dated: August _____, 2008

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4 JEREMY FOGEL
UNITED STATES DISTRICT JUDGE

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6 Approved as to form:

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8 /s/: Edwin K. Prather
EDWIN K. PRATHER
9 Attorneys for Defendant Asaf Nass

10 /s/: Jeff Nedrow
JEFF NEDROW
11 Assistant United States Attorney

Proof of Service

I, Stephanie Chan, declare as follows:

I am over eighteen years of age and not a party to the within action; my business address is 899 Ellis Street, San Francisco, California 94109; I am employed in the County of San Francisco.

On August 11, 2008, I served a copy, with all exhibits, of the following documents:

- STIPULATION AND [PROPOSED] ORDER WAIVING THE APPEARANCE OF ASAF NASS AT THE AUGUST 13, 2008 STATUS CONFERENCE

 X (BY FAX) By transmitting by facsimile machine to the number addressed as below; the facsimile machine I used complied with California Rules of Court, rule 2003 and no error was reported by the machine. Pursuant to California Rules of Court, rule 2006(d), I caused the machine to print a transmission record of the transmission.

 X (BY MAIL) I am readily familiar with my employer's practices for collection and processing of correspondence for mailing with the United States Postal Service. Following ordinary business practices and placing a true copy of the above-referenced document(s) enclosed in a sealed envelope, with postage fully prepaid, in the United States mail at San Francisco, California, addressed as below:

 X (BY ELECTRONIC SERVICE) I caused an electronic delivery subject to 28 U.S.C ¶1746, Local Rules or General Orders of this Court regarding Electronic Case Filing. All pleadings and papers must be electronically served in accordance with those Rules or General Orders with email address(es) as noted below:

| | |
|--|---|
| Via Email Jeff Nedrow United States Attorneys Office Northern District of California 150 Almaden Blvd, Ste. 900 San Jose, CA 95113 Email: jeff.nedrow@usdoj.com | Via Email Garrrick S. Lew 600 Townsend Street, Suite 329E San Francisco, CA 94103 Fax: (415) 522-1506 Email: gsl@defendergroup.com Attorney for Limor Gefen |
| Via Email Mark Donald Eibert Attorney at Law PO Box 1126 Half Moon Bay , CA 94019 Email: markeibert@comcast.net Attorney for Daniel G. Rangel | Via Email Steven E. Chaykin Akerman Senterfitt One S.E. 3 rd Avenue, 25 th Floor Miami, FL 33131-1714 Email: Steven.Chaykin@Akerman.com Attorney for Randy Goldberg |
| Via Email Ronald Gainor 6414 Fairways Drive Longmont, CO 80503 Fax: (303) 447-0930 Email: gains_2000@hotmail.com Attorney for Brandi C. Aycock Admitted <i>pro hac vice</i> | Via Email Jerry Y. Fong Carey & Carey 706 Cowper Street PO BOX 1040 Palo Alto, CA 94302-1040 Fax: (650) 853-3632 Email: jf@careyandcareylaw.com Attorney for Brandi C. Aycock |

| | | |
|---|--|---|
| 1 | Via Fax Mark A. Arnold Rose & Arnold 45 East Julian Street San Jose, CA 95112 Fax: 408-286-9155 Attorney for David R. Lamondin | Via Mail Michael D. Orenstein 3864 Sheridan Street Hollywood, FL 33021 Attorney for Matthew D. Sandomir |
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| 3 | Via Email Lara Suzanne Vinnard Federal Public Defender San Jose 160 West Santa Clara St., Suite 575 San Jose, CA 95113 Email: lara_vinnard@fd.org Attorney for Christopher A. Sariol | Via Email Vicki H. Young Law Offices of Vicki H. Young 7016 Cowper Street, Suite 202 Palo Alto, CA 94301 Email: vickihyoung@yahoo.com Attorney for Eduardo A. Subirats |

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct and that this declaration was executed on the above stated date.

/s/: Stephanie Chan
Stephanie Chan